

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

DATE MAILED: 12/06/2006

APPLICATION NO.	FII	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/644,901 . 08/21/2003		Seung-Chul Park	1293.1959	1293.1959 6424		
21171	7590	12/06/2006		EXAMINER		
STAAS & I SUITE 700	HALSEY	LLP		NEGRON, I	DANIELL L	
	ORK AV	ENUE, N.W.	ART UNIT	PAPER NUMBER		
WASHINGT		•		2627		

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action  Before the Filing of an Appeal Brief  Examiner  Daniell L. Negrón  2827  THE REPLY FILED 14 November 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE  This application, applicant must finely life one of the following replies: (1) an amendment, affaid, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (Nith appeal Fee) in compliance with 37 CFR 1.14. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal, To avoid abandonment of this application, applicant must finely life one of the following replies: (1) an amendment, affaid, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 4.131, or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.14. The reply must be filled within one of the following time periods:  3) The period for reply expires on; (1) the mailing date of the Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, with the stationy period for period yeapers on; (1) the mailing date of the Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, with the stationy period for reply expires on; (1) the mailing date of the final rejection, whichever is later. In no event, however, with the stationy period for reply expires on; (1) the mailing date of the final rejection, whichever is later. In no event, however, with the stationy period for reply expires on; (1) the mailing date of the final rejection, whichever is later. In no event, however, with the statutory period for reply experts to extend the final rejection, but the final rejection, but the final rejection, the mailing date of the final rejection, the mailing date of the final rejection, the mailing date of the final rejection, the control of the final rejection, the final rejection and the final rej								
Before the Filling of an Appeal Brief  Examiner  Daniell L. Negrón  2827  -The MAILING DATE of this communication appears on the cover sheet with the correspondence address →  THE REPLY FILED 14 November 2008 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavil, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appea fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  a) ☑ The period for reply expires on: (1) the mailing date of the final rejection.  b) ☐ The period for reply expires on: (1) the mailing date of the final rejection.  Examiner Note: if box i is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRM, REPLECTION. So MPEP 706.07(1).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.17(b) is calculated from; (1) the expiration date of the shortened statutory period for reply origins to the media propriate of the mining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(b) is calculated from; (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set from in (b) expirate mediate and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(b) is calculated from; (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as off the final Office action; or (2) as experiod of the final Office a		Application No.	Applicant(s)					
Daniell L. Negrón  Z627  The MAILING DATE of this communication appears on the cover sheet with the correspondence address —  THE REPLY FILED 14 November 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance, (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  a) ☑ The period for reply expires on (1) the mailing date of the final rejection.  b) ☐ The period for reply expires on (1) the mailing date of the final rejection.  Examine Note: If box it is chacked, check either box (6) or (6), DNIX OHECK BOX (6) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRAL REJECTION. See MEP 76067(f).  Extensions of time may be obtained winds 37 CFR 1.13(a). The date on which the petition under 37 CFR 1.13(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of expension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for purposes of attention the petition and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for filed within the mine period set for filed. The appropriate extension fee have been filed is the date for filed within the mine period set for filed of filed within the mine filed within the mine filed within the mine filed within the mine filed within the min	-	10/644,901	PARK ET AL.					
	Before the Filing of an Appeal Brief	Examiner	Art Unit					
THE REPLY FILED 14 November 2008 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filling a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance. (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 4.11.1 The reply must be filled within one of the following time periods:  a) ☑ The period for reply expires 2_months from the mailing date of the final rejection.  b) ☐ The period for reply expires 2_months from the mailing date of the final rejection.  Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE PRIOR OF A WAS FILED WITHIN TWO MONTHS OF THE PRIOR WAS FILED WAS F		Daniell L. Negrón	2627	,				
1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavil, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  a) ☑ The period for reply expires 3_months from the mailing date of the final rejection.  b) ☐ The period for reply expires 3_months from the mailing date of the final rejection.  The period for reply expires on; (1) the mailing date of the final rejection.  Examiner Note: Note: the set of the final rejection, which were reply expired to the final rejection, whichever is later. In no experiment Note: Note: the final rejection, the final rejection of the reply expired is the set of the final rejection.  Examiner Note: Note: the final rejection of the final rejection of the final rejection of the reply reply and the period of the final rejection.  Examiner Note: Note: the final rejection of the final rejection of the reply reply and the appropriate extension fee have been filed in the date for purposes of determining the period of extension and the corresponding amount of the final. The final rejection, even if timely filed, may reduce any extended patent term adjustment. See 37 CFR 1.13(a). A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal was filed on A prior reply period of Appeal and the notice of Appeal was filed on A brief in compl	The MAILING DATE of this communication appe	ars on the cover sheet with the c	correspondence add	ress				
1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavil, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  a) ☑ The period for reply expires 3_months from the mailing date of the final rejection.  b) ☐ The period for reply expires 3_months from the mailing date of the final rejection.  The period for reply expires on; (1) the mailing date of the final rejection.  Examiner Note: Note: the set of the final rejection, which were reply expired to the final rejection, whichever is later. In no experiment Note: Note: the final rejection, the final rejection of the reply expired is the set of the final rejection.  Examiner Note: Note: the final rejection of the final rejection of the final rejection of the reply reply and the period of the final rejection.  Examiner Note: Note: the final rejection of the final rejection of the reply reply and the appropriate extension fee have been filed in the date for purposes of determining the period of extension and the corresponding amount of the final. The final rejection, even if timely filed, may reduce any extended patent term adjustment. See 37 CFR 1.13(a). A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal was filed on A prior reply period of Appeal and the notice of Appeal was filed on A brief in compl	THE REPLY FILED 14 November 2006 FAILS TO PLACE THIS	S APPLICATION IN CONDITION F	FOR ALLOWANCE.					
b)	1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:							
event, however, will the statutory period for reply expire later than SIX MONTHS from the malling date of the final rejection.  Examine Note: It has a tis checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 708.07(f).  Extensions of time may be obtained under 37 CFR 1.138(a). The date on which the petition under 37 CFR 1.138(a) and the appropriate extension fee have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filled is the date for filled seed that the period is the fill of the corresponding and the period set for filling the Notice of Appeal was filled on A brief in compliance with 37 CFR 41.37 must be filled within two months of the date of filling the Notice of Appeal was filled on A brief in compliance with 37 CFR 41.37 must be filled within two months of the date of filling the Notice of Appeal was filled on A brief in compliance with 37 CFR 41.37 (a).  AMENOMENTS  In the proposed amendment(s) filled after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below);  (b) They raise new issues that would require further consideration and/or search (see NOTE below);  (c)			e final rejection, whichever	orio lotar In no				
MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).  Extensions of time may be obtained under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is acclustated from: (i) the expiration date of the shortened statutory period for reply originally set in the diffice action: or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the malling date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.70(b).  NOTICE OF APPEAL  2. The Notice of Appeal was filed on	event, however, will the statutory period for reply expire later that	event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.						
been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set fort in (b) above, if checked. Any reply received by the Office later than three months after the malling date of the final rejection, even if timely filed, may reduce any searned patent term adjustment. See 37 CFR 1.704(b).  NOTICE OF APPEAL 2								
of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).  AMENDMENTS  The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal, and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: (See 37 CFR 1.116 and 41.33(a)).  The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  Applicant's reply has overcome the following rejection(s): would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed: Claim(s) objected to: Claim(s)	been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because  (a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);  (b) ☐ They arise the issue of new matter (see NOTE below);  (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:	of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).							
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:	· ·							
appeal; and/or  (d) They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:	<ul> <li>(a) They raise new issues that would require further consideration and/or search (see NOTE below);</li> <li>(b) They raise the issue of new matter (see NOTE below);</li> </ul>							
NOTE: (See 37 CFR 1.116 and 41.33(a)).  4.	appeal; and/or			the issues for				
<ul> <li>4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).</li> <li>5. ☐ Applicant's reply has overcome the following rejection(s):</li></ul>			jected claims.					
<ul> <li>Applicant's reply has overcome the following rejection(s):</li></ul>			Ii	(DTOL 204)				
<ul> <li>6. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).</li> <li>7. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE</li> <li>8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).</li> <li>9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).</li> <li>10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER</li> <li>11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.</li> </ul>	5. Applicant's reply has overcome the following rejection(s)	21. See allactied Notice of Noti-Co	omphant Amendment	(PTOL-324).				
<ul> <li>7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed: ☐ Claim(s) objected to: ☐ Claim(s) rejected: ☐ Claim(s) rejected: ☐ Claim(s) withdrawn from consideration: ☐ Claim(s) withdrawn from consideration: ☐ Claim(s) withdrawn from consideration: ☐ AFFIDAVIT OR OTHER EVIDENCE</li> <li>8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).</li> <li>9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).</li> <li>10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.</li> <li>REQUEST FOR RECONSIDERATION/OTHER</li> <li>11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.</li> </ul>	6. Newly proposed or amended claim(s) would be a	6. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling						
Claim(s) objected to: Claim(s) rejected: Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE  8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.	7. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.							
Claim(s) rejected: Claim(s) withdrawn from consideration:  AFFIDAVIT OR OTHER EVIDENCE  8.  The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  9.  The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.	Claim(s) allowed:							
Claim(s) withdrawn from consideration:  AFFIDAVIT OR OTHER EVIDENCE  8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.								
<ul> <li>AFFIDAVIT OR OTHER EVIDENCE</li> <li>8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).</li> <li>9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).</li> <li>10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.</li> <li>REQUEST FOR RECONSIDERATION/OTHER</li> <li>11. ☑ The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.</li> </ul>								
because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.	AFFIDAVIT OR OTHER EVIDENCE		·					
entered because the affidavit or other evidence failed to overcome <u>all</u> rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.  REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.	because applicant failed to provide a showing of good and	ut before or on the date of filing a N d sufficient reasons why the affidat	lotice of Appeal will <u>n</u> vit or other evidence i	ot be entered · s necessary				
REQUEST FOR RECONSIDERATION/OTHER  11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.	entered because the affidavit or other evidence failed to o showing a good and sufficient reasons why it is necessary	vercome <u>all</u> rejections under appea y and was not earlier presented. S	al and/or appellant fai see 37 CFR 41.33(d)(	ils to provide a 1).				
11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  See Continuation Sheet.		n of the status of the claims after e	entry is below or attac	hed.				
	11. The request for reconsideration has been considered but	t does NOT place the application in	n condition for allowa	nce because:				
		(PTO/SB/08) Paper No(s)						

13. Other: \_\_\_\_\_

Continuation of 11. does NOT place the application in condition for allowance because. The arguments submitted regarding the rejections of claims 1-11, 13, 16, 20-23, 25, 26, and 28 under 35 USC 103(a) are not persuasive. The features upon which applicant relies (i.e., rewriting all of the servo information) are not recited in the rejected claims. Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See In re Van Geuns, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993). Furthermore, it is considered that Serrano et al discloses rewriting all of the servo information where an error has been detected (column 7, lines 39-41).

WILLIAM KORZÜCH SUPERVISORY PATENT EXAMINER

TECHNOLOGY CENTER 2600